



Haryana Government Gazette

Published by Authority

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No. 6] CHANDIGARH, TUESDAY, FEBRUARY 10, 2004 (MAGHA 21, 1925 SAKA)

CONTENTS

	<i>Pages</i>
PART I — Notifications, Orders and Declarations by Haryana Government ..	77—88
PART I-A — Notifications by Local Government Department ..	Nil
PART I-B — Notifications by Commissioners and Deputy Commissioners ..	Nil
PART II — Statutory Notifications of Election Commissioners of India— Other Notifications and Republications from the Gazette of India ..	Nil
PART III — Notifications by High Court, Industries, Advertisements, Change of Name and Notices ..	13—14
PART III-A — Notifications by Universities ..	Nil
PART III-B — Notifications by Courts and Notices ..	Nil
PART IV — Act, Bills and Ordinances from the Gazette of India ..	Nil
PART V — Notifications by Haryana State Legislature ..	Nil
SUPPLEMENT PART I—Statistics— ..	Nil
SUPPLEMENT PART II—General— ..	Nil
LEGISLATIVE SUPPLEMENT PART III—Contents ..	Nil
Ditto PART I—Act ..	Nil
Ditto PART II—Ordinances ..	Nil
Ditto PART III—Delegated Legislation ..	Nil
Ditto PART IV—Correction Slips, Republications and Replacements ..	Nil

PART—I

Notifications, Orders and Declarations by Haryana Government

EDUCATION DEPARTMENT

The 23rd January, 2004

No. 3/1-2001-SE(4).—In exercise of the powers conferred upon me under the Land Acquisition Act, 1894 (Act 1 of 1894) the land specified below belonging to Government of Haryana (Education Department), is hereby transferred in the name of Navodaya Vidyalaya Samiti, Jaipur for the construction of Ch. Devi Lal Navodaya Vidyalaya at Shergarh, District Sirsa. The specified land in question shall be in possession of Navodaya Vidyalaya Samiti, Jaipur.

Specification

District	Tehsil	Village	Hadbandi	Area in Kanal		Boundary or No. Khasra
1	2	3	4	5	6	
Sirsa	Dabwali	Shergarh		Kanal 96	Marla 5	Murba No. 3, Khasra No. 14/1, 15, 16, 17/1, 24/2, 25 Murba No. 4, Khasra No. 11, 20, 21, Murba No. 6, Khasra No. 1, Murba No. 7, Khasra No. 4/2, 5, 6, 7/1, 14/2, 15, 17/1 Kittas 17.
Sirsa	Dabwali	Shergarh	275	220	18	As per Jamabandi for the year 1998-99 Khewat No. 325/636 Rect. No. 3, Killa No. 9(2-9), 11min (1-12), 11min (8-8), 12min (3-8), 12min (4-12), 13 (10-0), 14/1 (5-16), 17/2 (4-16), 18 (8-0), 19min (3-8), 19min (4-12), 20min (0-12), 20min (7-8), 21 min (0-12), 21min (7-8), 22min (3-8), 22min (4-12), 23 (8-0), 24/1 (4-16), Rect. No. 6, Killa No. 10 (6-12), Rect. No. 7, Killa No. 1min (0-12), 1min (7-8), 2 min (3-8), 2 min (4-12), 3 (8-0), 4/1 (4-16), 7/2 (4-16), 8 (8-0), 9min (3-8), 9min (4-12), 10min (0-12), 10min (7-8), 11min (7-8), 11min (0-12), 12min (3-8), 12min (4-12), 13 (8-0), 14/1 (4-16), 17/2 (4-16), 18 (8-0), 19 (8-0), 20 (7-4) Khasra No. 192 (6-1), Total Area 220 Kanal 18 Marla.

M. L. TAYAL,

Financial Commissioner and Principal Secretary to
Government Haryana, Education Department.

NON-CONVENTIONAL ENERGY SOURCES DEPARTMENT

The 27th January, 2004

No. 23/79/2003-5 Power.—The Governor of Haryana is pleased to constitute the Departmental Promotion Committee of Department of Non-Conventional Energy Sources comprising the following members in pursuance to Chief Secretary to Government of Haryana U.O. No. 2/10/97-2GSI, dated 9th January, 2002 :—

- | | |
|--|----------|
| 1. Commissioner and Secretary to Government Haryana, Non-Conventional Energy Sources | Chairman |
| 2. Member, Haryana Public Service Commission | Member |
| 3. Special/Joint Secretary and Director, Non-Conventional Energy Sources, Haryana | Member |

The main function of the committee is to judge the suitability of officers/officials for the promotion to Group 'A' and Group 'B' posts as per the provisions made in the Power Utilities Service Rules Group (A) and Group (B) as well as in the Govt. instructions issued in this regard from time to time.

MANIK SONAWANE,

Commissioner and Secretary to Government Haryana,
Non-Conventional Energy Sources Department.

Chandigarh :

The 20th January, 2004

TECHNICAL EDUCATION DEPARTMENT

The 28th January, 2004

No. 38/4/86-4TE.—The Governor of Haryana is pleased to extend the term of the following members of Board of Governors of Chhotu Ram State College of Engineering, Murthal (Sonapat) constituted *vide* Notification No. 38/14/86-4TE, dated 17th May, 1999 and No. 38/14/86-4TE, dated 22nd October, 1999, for a further period of three years or till such time the society is reconstituted :—

1. Hon'ble Technical Education Minister, Haryana	Chairman
2. Financial Commissioner and Principal Secretary to Government Haryana, Technical Education Department	Member
3. Financial Commissioner and Principal Secretary to Government Haryana, Finance Department or his nominee	Member
4. Principal, National Institute of Technology, Kurukshetra	Member
5. One Head of Department of the College by rotation	Member
6. One nominee of All India Council for Technical Education	Member
7. Director, Technical Education, Haryana	Member
8. Shri Ramesh Kumar Khatak, MLA, Baroda Constituency, Gohana (Sonapat)	Member
9. Shri Naval Singh Dahiya, Advocate, Sonapat	Member
10. Shri Deep Chand Goel, Kothi No. 76/6, Scheme No. 6, Gandhi Nagar, Jind	Member
11. Shri K. K. Aggarwal, Vice Chancellor, Guru Gobind Singh Indraprastha University, Kashmiri Gate, Delhi-110006	Member
12. Principal, Chhotu Ram State College of Engineering, Murthal	Member-Secretary

DHARAMVIR,

Chandigarh :

The 31st December, 2003

Financial Commissioner and Principal Secretary to
Government Haryana, Technical Education Department.

राजस्व विभाग

दिनांक 30 जनवरी, 2004

संख्या 109-स्पेशल सैल-1-2003/1394.—भूमि अर्जन अधिनियम, 1894 (1894 का अधिनियम 1), की धारा 48 की उप धारा (1) द्वारा प्रदान की गई शक्तियों तथा इस निमित्त उन्हें समर्थ बनाने वाली सभी अन्य शक्तियों का प्रयोग करते हुए, हरियाणा के राज्यपाल, इसके द्वारा, नीचे दी गई विशिष्टियों में, वर्णित भूमि को, जिसके सम्बन्ध में, उक्त अधिनियम की धारा 4 के अधीन हरियाणा सरकार, राजस्व विभाग, अधिसूचना संख्या 1692-वि० सैल-83/35849, दिनांक 3 नवम्बर, 1983, द्वारा जारी की गई थी और धारा 6 के अधीन हरियाणा सरकार, राजस्व विभाग, अधिसूचना संख्या 277-स्पेशल सैल-85/8746, दिनांक 19 मार्च, 1985 द्वारा घोषणा की गई थी, अर्जन से वापस लेते हैं।

विशिष्टि

जिला	तहसील	परिक्षेत्र/ग्राम	आयत संख्या खसरा संख्या	क्षेत्रफल क० म०
1	2	3	4	5
करनाल	पानीपत	नारायणा	93 16/2	29 — 10
(अब पानीपत)	(अब समालखा)		17	
			71 12/1	
			13	

सुनील आहुजा,
प्रधान सचिव, हरियाणा सरकार,
राजस्व विभाग।

REVENUE DEPARTMENT

The 30th January, 2004

No. 109-Spl. Cell (I)-2003/1394.—In exercise of the powers conferred by Sub-section (1) of Section 48 of the Land Acquisition Act, 1894 (Act 1 of 1894), and all other powers enabling him in this behalf, the Governor of Haryana hereby withdraws from the acquisition of the land as per the specifications given below with respect to which Haryana Government, Revenue Department, Notification No. 1692-Spl. Cell-83/35849, dated the 3rd November, 1983 was issued under Section 4 of the said Act and declaration under Section 6 thereof was made *vide* Haryana Government, Revenue Department, Notification No. 277-Spl. Cell-85/8746, dated the 19th March, 1985 :—

Specification

District	Tehsil	Locality/Village	Rectangle No. Khasra No.	Area	
				Kanal	Marla
1	2	3	4	5	
Karnal (Now Panipat)	Panipat (Now Samalkha)	Naraina	93 16/2	29	10
			17		
			71 12/1		
			13		

SUNIL AHUJA,

Principal Secretary to Government Haryana,
Revenue Department.

नगर तथा ग्राम आयोजना विभाग

दिनांक 3 फरवरी, 2004

संख्या 10-डी०पी०-2004/1165.—पंजाब अनुसूचित सड़क तथा नियन्त्रित क्षेत्र अनियमित विकास निर्बन्धन नियम, 1965, को आगे संशोधित करने के लिए नियमों का निम्नलिखित प्रारूप, जिसे हरियाणा के राज्यपाल, इसके द्वारा, पंजाब अनुसूचित सड़क तथा नियन्त्रित क्षेत्र अनियमित विकास निर्बन्धन अधिनियम, 1963 (1963 का पंजाब अधिनियम 41), की धारा 25 की उप धारा (1) द्वारा प्रदान की गई शक्तियों तथा इस निमित्त उन्हें समर्थ बनाने वाली सभी अन्य शक्तियों का प्रयोग करते हुए, ऐसे व्यक्तियों की जानकारी के लिए प्रकाशित करते हैं, जिनके इससे प्रभावित होने की सम्भावना है।

इसके द्वारा नोटिस दिया जाता है, कि इस अधिसूचना के राजपत्र में प्रकाशन की तिथि से तीस दिन की अवधि की समाप्ति पर अथवा इसके पश्चात् सरकार, नियमों के प्रारूप पर, ऐसे आक्षेपों या सुझावों सहित, यदि कोई हो, जो वित्तायुक्त एवं प्रधान सचिव, हरियाणा सरकार, नगर तथा ग्राम आयोजना विभाग, चण्डीगढ़ द्वारा लिखित रूप में नियमों के प्रारूप के सम्बन्ध में किसी व्यक्ति से इस प्रकार विनिर्दिष्ट अवधि की समाप्ति से पूर्व प्राप्त किए जाये, विचार करेगी।

प्रारूप नियम

- ये नियम पंजाब अनुसूचित सड़क तथा नियन्त्रित क्षेत्र अनियमित विकास निर्बन्धन (संशोधन) नियम, 2004, कहे जा सकते हैं।
- पंजाब अनुसूचित सड़क तथा नियन्त्रित क्षेत्र अनियमित विकास निर्बन्धन नियम, 1965 में नियम 49 में, औद्योगिक शीर्ष के नीचे, सारणी के अन्त में, निम्नलिखित परन्तुक रखा जाएगा, अर्थात् :—

“परन्तु सरकार किसी औद्योगिक भवन की ऊंचाई में छूट देने का निर्णय कर सकती है, यदि ऊंचाई में ऐसी वृद्धि, उक्त उद्योग के लिए विनिर्दिष्ट डिजाइन के अनुसार हो”।

भास्कर चटर्जी,

वित्तायुक्त एवं प्रधान सचिव, हरियाणा सरकार,
नगर तथा ग्राम आयोजना विभाग।

TOWN AND COUNTRY PLANNING DEPARTMENT

The 3rd February, 2004

No. 10 DP-2004/1165.—In exercise of the powers conferred by Sub-section (1) of Section 25 of the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Act, 1963 (Punjab Act No. 41 of 1963), and all other powers enabling him in this behalf, the Governor of Haryana hereby publishes the following draft of amendment in the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Rules, 1965, for the information of persons likely to be affected thereby.

Notice is hereby given that the draft of the rules will be taken into consideration by the Government on or after the expiry of a period of thirty days from the date of publication of this notification in the Official Gazette, together with objections or suggestions, if any, which may be received in writing by the Financial Commissioner and Principal Secretary to Government Haryana, Town and Country Planning Department, Chandigarh from any person with respect to the draft of the rules before the expiry of the period so specified.

Draft Rules

1. These rules may be called the Punjab Scheduled Roads and Restriction of Unregulated Development (Amendment) Rules, 2004.

2. In the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Rules, 1965 in Rule 49, under heading INDUSTRIAL, at the end of the table, the following proviso shall be inserted, namely :

“Provided, that the Government may decide to relax the height of an industrial building, in case such increase in height forms a specific design requirement for the said industry.”

BHASKAR CHATTERJEE,

Financial Commissioner and Principal Secretary to
Government Haryana, Town and Country Planning Department.

STATE ELECTION COMMISSION

S.C.O. NO. 16-17, SECTOR 20-D, CHANDIGARH

The 28th January, 2004

No. SEC/3E-III/2004/964.—Whereas, during the Second General Panchayat Elections held in March, 2000, Shri Prahlad was elected as Panch from Ward No. 4 of Gram Panchayat Patli Hazipur, Block Farukh Nagar, District Gurgaon, which was challenged by Shri Lallu another candidate before the Hon'ble Civil Judge (Sr. Division) Gurgaon. The Hon'ble Civil Court in its judgement dated 27th August, 2002 allowed the petition and declared the petitioner Shri Lallu as winner candidate. In the scrutiny and counting of votes undertaken by the Hon'ble Civil Court, it was found that out of total number of 164 votes counted, the petitioner Shri Lallu secured 98 votes and the respondent Shri Prahlad secured 51 votes and 15 votes were invalid. So, the petitioner Lallu has obtained 47 more votes than the votes obtained by the respondent Shri Prahlad. The Hon'ble Civil Court had also observed that the Returning Officer and Presiding Officer had committed serious irregularity in counting of votes and illegally declared the respondent Prahlad as elected Panch.

2. And, whereas, Shri Ramesh Chander, Instructor Machinist, ITI Gurgaon was appointed as Presiding Officer of Polling Station No. 42 in Village Patli Hazipur at which the votes for the election of Ward No. 4 of Gram Panchayat Patli Hazipur were polled.

3. And, whereas, Shri Om Parkash, Block Development and Panchayat Officer, Farukli Nagar was appointed as Assistant Returning Officer, Panchayat Samiti Farukh Nagar to assist the Returning Officer, Panchayat Samiti Farukh Nagar in the conduct of election to the Panchayat Samiti Farukh Nagar.

4. And, whereas, Rule 66(2) of the 1994 Rules *ibid* provides that after the counting of all ballot papers contained in all the ballot boxes has been completed, the Returning Officer (Panchayat) or the officer authorized by him shall make the entries in the result sheet on Form 14 for a Panch and shall also announce the particulars.

5. And, whereas, Rule 70(1)(a) of the 1994 Rules *ibid* further provides that Returning Officer (Panchayat) or Assistant Returning Officer (Panchayat) shall declare to be elected the candidate for the office of Panch who has secured the largest number of valid votes and certify the return of election in Form 18. The Rule 70(1)(a) also provides that for the purpose of declaration of result for the office of Panch, the Presiding Officer shall be deemed to be the Returning Officer.

6. And, whereas, in the election to Ward No. 4 of the Gram Panchayat Patli Hazipur, under the provisions of Rule 66(2) of 1994 Rules *ibid*, Shri Ramesh Chander, the Presiding Officer was required to make entries in the result sheet on Form 14 and under the provision of Rule 70(1)(a), the Presiding Officer being deemed to be Returning Officer also to certify the return of election in Form 18.

7. And, whereas, in the enquiry into the matter, it was found that on an unsigned Form 14, a result sheet under Rule 66(2) of the Haryana Panchayati Raj Election Rules, 1994, Shri Om Parkash, Assistant Returning Officer, Panchayat Samiti Farukh Nagar, who was posted as Block Development and Panchayat Officer, Farukh Nagar at that time and now an HCS Officer declared the respondent-And whereas it was Shri Prahlad elected as Panch from Ward No. 4 of the Gram Panchayat Patli Hazipur. Shri Ramesh Chander, Instructor Machinist, ITI Gurgaon, the Presiding Officer of the Polling Station and also deemed to be Returning Officer for declaring the result of Panch of this ward who was required to make entries and put his signatures on this Form 14 on which the respondent Shri Prahlad was declared elected.

8. And, whereas, during the course of inquiry, Shri Om Parkash, Assistant Returning Officer Panchayat Samiti now an HCS Officer, in his statement made on 15th September, 2003 before the State Election Commissioner, stated that since Form 18 for the election to the offices of Panches of the Gram Panchayat, Patli Hazipur were not filled up and not handed over by most of the Presiding Officers to the Returning Officer, he, after contacting the DDPO, who told that the matter has been discussed with the Deputy Commissioner, Gurgaon, on the basis of entries made in Forms 14 declared the results for Panches of Ward Nos. 1, 2, 3 and 4 on Forms 14 itself. He also stated that since the signatures of the Presiding Officer had not been put on Form 14 relating to Ward No. 4 and the details of votes polled in favour of the candidates had been written on the backside of Form 13, so on that basis, he declared the respondent Shri Prahlad, elected as Panch and also recorded a note to the effect that the result was declared as per orders of the Deputy Commissioner and that is why, he had put the date 13th March, 2000 after his signatures on the form. He also stated that the results for Ward Nos. 2 and 3 were also declared by him on Form 14 on 13th March, 2000, but the date had not been mentioned after his signatures.

9. And, whereas, Shri T. C. Gupta, IAS, Senior Regional Manager, Food Corporation of India, Chandigarh, who was posted as Deputy Commissioner, Gurgaon at the time of Second General Panchayat Elections, in his statement dated 9th December, 2003 stated that no instructions were issued by him to the effect that the results of Panches and Sarpanches should be declared by the Assistant Returning Officer (Panchayat Samiti), Farukhnagar and in this case, by Shri Om Parkash, HCS, Assistant Returning Officer (Panchayat Samiti), Farukhnagar for the election to Panches and Sarpanches of Gram Panchayat, Patli Hazipur.

10. And, whereas, in Rule 66(2) and Rule 70(1) (a) of the 1994 Rules *ibid*, Shri Om Parkash, Assistant Returning Officer, Panchayat Samiti, Farukh Nagar had no role in the election and declaring the Panch for Ward No. 4 of the Gram Panchayat Patli Hazipur.

11. and, whereas, under Rule 70(1) the candidate securing highest number of voters in election of Ward No. 4 of Gram Panchayat Patli Hazipur was required to be declared elected on Form 18 by Shri Ramesh Chander, Presiding Officer and also deemed to be the Returning Officer and not by Shri Om Parkash, Assistant Returning Officer, Panchayat Samiti, Farukh Nagar.

12. And, whereas, in the election to Ward No. 4 of the Gram Panchayat Patli Hazipur, under the above referred provisions of the rules, it was Shri Ramesh Chander (Presiding Officer and also deemed to be the Returning Officer) who was required to make entries on Form No. 14 and certify the return of election on Form No. 18 but Shri Om Parkash, Assistant Returning Officer, Panchayat Samiti, of his own, unauthorisedly declared the respondent Shri Prahlad elected as Panch on Form 14 on which there are no signatures of Shri Ramesh Chander, Presiding Officer or any other officer.

13. And, whereas, on Form 14, Shri Om Parkash, Assistant Returning Officer, Panchayat Samiti, unauthorisedly declared the respondent Shri Prahlad elected as Panch, who in the scrutiny and counting of votes undertaken by the Hon'ble Civil Court was found to have polled lesser number of voters as compared to the petitioner Shri Lallu.

14. And, whereas, Shri Om Parkash, Assistant Returning Officer, Panchayat Samiti Farukh Nagar had acted without jurisdiction in declaring the respondent Shri Prahlad elected as Panch for Ward No. 4 of Gram Panchayat Patli Hazipur on a Form 14, which was not prepared and signed by Shri Ramesh Chander, the Presiding Officer and also deemed to be the Returning Officer.

15. And, whereas, it is clear that Shri Om Parkash, HCS as Assistant Returning Officer, Panchayat Samiti Farukh Nagar, had no jurisdiction to declare the respondent Shri Prahlad elected as Panch from Ward No. 4 of the said Gram Panchayat, that too on the basis of details of valid votes polled in favour of the candidates as written under Column 3 of Form 14, which had not even been signed by Shri Ramesh Chander, Presiding Officer and also deemed to be the Returning Officer. Therefore, by doing so, Shri Om Parkash, HCS had become a partner in the irregularity and illegality

committed in declaring Shri Prahlad elected as Panch in whose favour lesser number of votes were polled, when infact the highest number of valid votes were polled in favour of the petitioner Shri Lallu. In the circumstances of the case as reported by him in his statement, instead of he himself declaring the respondent-Prahlad elected as Panch, he should have called Shri Ramesh Chander, the Presiding Officer and also deemed to be the Returning Officer to make entries and fill Form 14 and certify the return of election on Form 18 to declare the candidate in whose favour highest number of votes have been polled.

16. And, whereas, by exceeding his jurisdiction in declaring the respondent Shri Prahlad elected as Panch, Shri Om Parkash, HCS has acted in a manner unbecoming of a functionary assigned with statutory responsibilities as Assistant Returning Officer, Panchayat Samiti, Farukh Nagar.

17. And, whereas, the Hon'ble High Court of Punjab and Haryana in its Interim order dated 9th January, 2004 in CWP No. 17447-03 directed that the Government must give undertaking that no election work or duty whatsoever be assigned to Shri Om Parkash, HCS, who was acting as Assistant Returning Officer at the relevant time.

18. And, whereas, during the hearing before the Hon'ble Punjab and Haryana High Court on 22nd January, 2004, Assistant Advocate General submitted a copy of affidavit filed by the Financial Commissioner and Secretary to Government Haryana, Development and Panchayats Department before Hon'ble High Court in which it was mentioned that deponent can not take any decision to debar any officer from doing any election relating work or duty and it lies within the jurisdiction of the State Election Commissioner, Haryana.

19. Now, in view of overall position discussed above, in exercise of powers under Sub-section (1) of Section 212 of the Haryana Panchayati Raj Act, 1994 and Section 3(A) of the Haryana Municipal Act, 1973 and all other powers enabling me in this behalf, I, T. D. Jogpal, State Election Commissioner, hereby order that Shri Om Parkash, HCS shall be debarred from being entrusted with any work or duty relating to Panchayat and Municipal elections at any time in future and he shall not be placed in any field posting during the course of any future Panchayat and Municipal Election events. A copy of this order shall be placed in C.R. Dossier and service records of Shri Om Parkash, HCS.

No. SEC/3E-III/2004/988.—Whereas, during the Second General Panchayat Elections held in March, 2000, Shri Prahlad was elected as Panch from Ward No. 4 of Gram Panchayat Patli Hazipur, Block Farukh Nagar, District Gurgaon, which was challenged by Shri Lallu another candidate before the Hon'ble Civil Judge (Sr. Division), Gurgaon. The Hon'ble Civil Court in its judgement dated 27th August, 2002 allowed the petition and declared the petitioner-Shri Lallu as winner candidate. In the scrutiny and counting of votes undertaken by the Hon'ble Civil Court, it was found that out of total number of 164 votes counted, the petitioner-Shri Lallu secured 98 votes and the respondent-Shri Prahlad secured 51 votes and 15 votes were invalid. So, the petitioner Lallu has obtained 47 more votes than the votes obtained by the respondent Shri Prahlad. The Hon'ble Civil Court had also observed that the Returning Officer and Presiding Officer had committed serious irregularity in counting of votes and illegally declared the respondent Prahlad as elected Panch.

And, whereas, Shri Ramesh Chander, Instructor Machinist, ITI, Gurgaon was appointed as Presiding Officer of Polling Station No. 42 in Village Patli Hazipur at which the votes for the election of Ward No. 4 of Gram Panchayat Patli Hazipur were polled.

And, whereas, Rule 66(2) of the Haryana Panchayati Raj Election Rules, 1994 provides that after the counting of all ballot papers contained in all the ballot boxes has been completed, the Returning Officer (Panchayat) or the officer authorized by him shall make the entries in the result sheet on Form 14 for a Panch and shall also announce the particulars.

And, whereas, Rule 70(1)(a) of the 1994 Rules *ibid* further provides that Returning Officer (Panchayat) or Assistant Returning Officer (Panchayat) shall declare to be elected the candidate for the office of Panch who has secured the largest number of valid votes and certify the return of election in Form 18. The Rule 70(1)(a) also provides that for the purpose of declaration of result for the office of Panch, the Presiding Officer shall be deemed to be the Returning Officer.

And, whereas, according to the provisions as contained in Rule 66(2) of 1994 Rules referred to above after completion of the counting of all the ballot papers contained in all the ballot boxes for the election to Ward No. 4 of the Gram Panchayat Patli Hazipur, Shri Ramesh Chander, the Presiding Officer and deemed to be the Returning Officer, should have certified the return of election on Form 18 and declared to be elected the candidate for the office of Panch for this ward who had secured highest number of valid votes.

And, whereas, Shri Ramesh Chander has written the details of votes on the backside of Form 13 i.e. 98 against the name of the candidate Prahlad, 51 against the name of the candidate Lallu, 15 rejected, total 164.

And, whereas, the details written by Shri Ramesh Chander on the backside of Form 13, were found to be wrong, because in the recounting of votes it was found that 98 valid votes were polled in favour of the petitioner Lallu and 51 valid votes were polled in favour of the respondent Shri Prahlad.

And, whereas, resultantly on an unsigned Form 14, Shri Om Parkash, Assistant Returning Officer, Panchayat Samiti Farukh Nagar declared the respondent-Prahlad elected as Panch from Ward No. 4 of Gram Panchayat Patli Hazipur, mainly because the number of valid votes polled in favour of the candidates written in Column 3 of this unsigned Form tally with the details written by Shri Ramesh Chander on the backside of Form 13. In this way the details of votes against the names of the candidates wrongly written on the backside of Form 13 by Shri Ramesh Chander led to declaring the respondent Prahlad elected even when lesser number of valid votes were found to have been polled in his favour during the scrutiny and recounting of votes undertaken by the Hon'ble Civil Court and Shri Lallu the petitioner in whose favour the highest number of valid votes were found to have been polled in the scrutiny and recounting of votes undertaken by the Hon'ble Civil Court, was not declared elected as Panch.

And, whereas, during the inquiry, statement of Shri Ramesh Chander was recorded by the Commission and it was found that by not making the entries in Form 14 and not certifying the return of election on Form 18 and not depositing these two forms with the concerned authorities, Shri Ramesh Chander, Instructor Machinist, ITI, Gurgaon, has acted in the manner unbecoming of a functionary assigned with statutory responsibilities as Presiding Officer and also deemed to be the Returning Officer.

Now, under the circumstances given above, in exercise of powers under Sub-section (1) of Section 212 of the Haryana Panchayati Raj Act, 1994 and Section 3(A) of the Haryana Municipal Act, 1973 and all other powers enabling me in this, behalf, I, T.D. Jogpal, State Election Commissioner, hereby order that Shri Ramesh Chander, Instructor Machinist, ITI, Gurgaon, shall be debarred from any election duty in future for the Panchayat and Municipal Elections in the State. The Commission also directs that the copy of this order shall be placed in the CR Dossier of Shri Ramesh Chander, Instructor Machinist, ITI, Gurgaon.

No. SEC/IE-III/2004/1015.—Whereas, the names of the following persons were notified by the State Election Commission, Haryana.

2. And, whereas, these elected persons have been disqualified by the Deputy Commissioners, Yamuna Nagar, Jhajjar and Panchkula in exercise of his powers conferred under Section 51(3) and 177 of the Haryana Panchayati Raj Act, 1994. The details of the persons elected along with their names, ward numbers, name of the Panchayat Samiti, names of the Gram Panchayats, dates of notifications *vide* which their names were notified and the number and date of the orders of Deputy Commissioner, Yamuna Nagar, Jhajjar and Panchkula, *vide* which they have been disqualified are given below:—

Sr. No.	Name of the person and Father's Name	Elected As	Name of Gram Panchayat	Name of the Block	Name of District	Notification Number and Date	DC's order No. and Date	Disqualified By DC under Section
1	2	3	4	5	6	7	8	9
1	Shiv Charan s/o Shri Ram Kishan	Panch/2	Jaroda	Jagadhri	Yamuna Nagar	SEC/E-III/2000/12579 dated 21-4-2000	8039-44/P, dt. 17-12-2003	175(1)(q) 1994
2	Rajvir s/o Shri Ravinder	Panch/6	Kheri Sultan	Jhajjar	Jhajjar	SEC/E-III/2000/12690 dated 21-4-2000	6067-71/P, dt. 27-10-2003	175(1)(q) 1994
3	Hari Chand s/o Shri Suritya Ram	M.P.S./10	Panchayat Samiti	Pinjore	Panchkula	SEC/E-III/2000/13160 dated 21-4-2000	3502/P, dt. 30-12-2003	175(1)(q)

1	2	3	4	5	6	7	8	9
4	Prem Chand s/o Shri Sadhu Ram	Panch/5	Raipur Rani	Sarakpur	Panchkula	SEC/E-III/ 2000/13181 dated 21-4-2000	3230-35/P, dt. 24-11-2003	175(1)(n)

3. Now, consequent upon the above mentioned orders of the Deputy Commissioners, Yamuna Nagar, Jhajjar and Panchkula, the State Election Commission hereby denotifies the names of the above mentioned persons as per details mentioned in para 2 above.

The 29th January, 2004

No. SEC/1E-III/2004/1102.—Whereas, the State Election Commission *vide* its Notification No. SEC/E-III/2000/13356, dated 21st April, 2000 had notified the name of Smt. Pasho Devi w/o Shri Mohan Lal who was elected as a Member Zila Parishad, Ward No. 5, Fatehabad, District Fatehabad.

2. And, whereas, the Director Panchayat, Haryana in exercise of her powers conferred under Section 177 of the Haryana Panchayati Raj Act, 1994, *vide* her orders dated 20th January, 2004 has disqualified Smt. Pasho Devi w/o Shri Mohan Lal from continuing to be a Member Zila Parishad, Ward No. 5, Fatehabad, District Fatehabad on the ground that she is disqualified in terms of provisions contained in clause (q) of Sub-section (1) of Section 175 of the Haryana Panchayati Raj Act, 1994.

3. Now, consequent upon the above order of the Director Panchayat, Haryana, the State Election Commission hereby denotifies the name of Smt. Pasho Devi w/o Shri Mohan Lal as a Member Zila Parishad, Ward No. 5, Fatehabad, District Fatehabad which was earlier notified *vide* its Notification No. SEC/E-III/2000/13356, dated 21st April, 2000.

Chandigarh :

The 27th January, 2004

T. D. JOGPAL,

State Election Commissioner, Haryana.

STATE ELECTION COMMISSION

S.C.O. 16-17, SECTOR 20-D, DAKSHIN MARG, CHANDIGARH

The 3rd February, 2004

No. SEC/3E-III/2004/1422.—Whereas, the names of the following persons were notified by the State Election Commission, Haryana.

2. And, whereas, these elected persons have been disqualified by the Deputy Commissioners, Bhiwani, Gurgaon, Rohtak and Faridabad in exercise of his powers conferred under Section 51 of the Haryana Panchayati Raj Act, 1994. The details of the persons elected along with their names, ward numbers, names of the Gram Panchayats, dates of notifications *vide* which their names were notified and the number and date of the orders of Deputy Commissioner, Bhiwani, Gurgaon, Rohtak and Faridabad, *vide* which they have been disqualified are given below :—

Sr. No.	Name of the person and Father's Name	Elected As	Name of Gram Panchayat	Name of the Block	Name of District	Notification Number and Date	DC's order No. and Date	Disqualified By DC under Section
1	2	3	4	5	6	7	8	9
1	Kuldeep s/o Shri Malu Ram	Panch/5	Sisroli	Lakhan Majra	Rohtak	SEC/E-III/2000/13124, dated 21-4-2000	3566-71/P, dated 24-12-2003	175(1)(q) of HPR Act, 1994

1	2	3	4	5	6	7	8	9
2	Balraj s/o Shri Surat Singh	Panch/11	Pehrawar	Rohtak	Rohtak	SEC/E-III/ 2000/13138, dated 21-4-2000	3572-77/P, dated 24-12-2003	175(1)(q) of HPR Act, 1994
3	Vijender s/o Shri Manohar Lal	Sarpanch	Sisarkhas	Meham	Rohtak	SEC/E-III/ 2000/13096, dated 21-4-2000	53-58/P, dated 9-1-2004	175(1)(q) of HPR Act, 1994
4	Misri w/o Shri Mahender	Sarpanch	Nindana Tigri	Meham	Rohtak	SEC/E-III/ 2000/13096, dated 21-4-2000	59-65/P, dated 9-1-2004	175(1)(q) of HPR Act, 1994
5	Sunita w/o Shri Prem Kumar	Panch/4	Bohal	Bawani Khera	Bhiwani	SEC/E-III/ 2000/12434, dated 21-4-2000	121-24/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
6	Rajender s/o Shri Parbhu Ram	Panch/8	Sohansara	Loharu	Bhiwani	SEC/E-III/ 2000/12469, dated 21-4-2000	117-20/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
7	Amar Singh s/o Shri Parbhathi	Panch/5	Sohansara	Loharu	Bhiwani	SEC/E-III/ 2000/12469, dated 21-4-2000	113-116/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
8	Subhash s/o Shri Net Ram	Sarpanch	Manheru	Bhiwani	Bhiwani	SEC/E-III/ 2000/12441, dated 21-4-2000	97-100/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
9	Satbir s/o Shri Lajje Ram	Panch/2	Alakhpura	Bawani Khera	Bhiwani	SEC/E-III/ 2000/12434, dated 21-4-2000	125-28/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
10	Satbir s/o Shri Lakshman	Panch/4	Karimod	Badra	Bhiwani	SEC/E-III/ 2000/12420, dated 21-4-2000	129-32/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
11	Surender s/o Shri Amar Singh	Panch/6	Nawa Gaon	Bhiwani	Bhiwani	SEC/E-III/ 2000/12441, dated 21-4-2000	14862-65/P, dated 17-12-2003	175(1)(q) of HPR Act, 1994
12	Omwati w/o Shri Sukhi Ram	Panch/5	Rasulpur	Palwal	Faridabad	SEC/E-III/ 2000/12872, dated 21-4-2000	3704-08/P, dated 23-12-2003	175(1)(q) of HPR Act, 1994
13	Ram Wati w/o Shri Fateh Singh	Panch/5	Palwal Rural (Shamshabad)	Palwal	Faridabad	SEC/E-III/ 2000/12872, dated 21-4-2000	3925-29/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994

1	2	3	4	5	6	7	8	9
14	Sarfudin s/o Shri Dhoop Khan	Panch/3	Bijopur	Ballabhgarh	Faridabad	SEC/E-III/ 2000/12879, dated 21-4-2000	3941-45/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
15	Hakmuddin s/o Shri Ayub	Panch/4	Khandawali	Ballabhgarh	Faridabad	SEC/E-III/ 2000/12879, dated 21-4-2000	3935-39/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
16	Dhan Singh s/o Shri Budhi Ram	Panch/11	Palwal Rural (Shamshabad)	Palwal	Faridabad	SEC/E-III/ 2000/12872, dated 21-4-2000	3930-34/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
17	Kailash s/o Shri Hari Chand	Panch/3	Rasulpur	Palwal	Faridabad	SEC/E-III/ 2000/12872, dated 21-4-2000	3899-3903/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
18	Balbir s/o Shri Ram Saran	Panch/6	Rasulpur	Palwal	Faridabad	SEC/E-III/ 2000/12872, dated 21-4-2000	3894-98/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
19	Sahabudin s/o Shri Chow Khan	Sarpanch	Beersika	Nuh	Gurgaon	SEC/E-III/ 2000/13293, dated 21-4-2000	2633-38/P, dated 22-12-2003	175(1)(q) of HPR Act, 1994
20	Vijay Ram s/o Shri Amar Singh	Sarpanch	Kira	Nuh	Gurgaon	SEC/E-III/ 2000/13293, dated 21-4-2000	2679-83/P, dated 23-12-2003	175(1)(q) of HPR Act, 1994
21	Madan s/o Shri Dhan Singh	Panch/7	Khetiawas	Pataudi	Gurgaon	SEC/E-III/ 2000/13335, dated 21-4-2000	2693-97/P, dated 23-12-2003	175(1)(q) of HPR Act, 1994
22	Naresh s/o Shri Nand Ram	Panch/4	Jasat	Pataudi	Gurgaon	SEC/E-III/ 2000/13335, dated 21-4-2000	2668-72/P, dated 23-12-2003	175(1)(q) of HPR Act, 1994
23	Sunita w/o Shri Ram Kishan	Sarpanch	Bhiraweti	Nuh	Gurgaon	SEC/E-III/ 2000/13293, dated 21-4-2000	2224-29/P, dated 22-12-2003	175(1)(q) of HPR Act, 1994
24	Satish Kumar s/o Shri Satish	Panch/2	Inchhapuri	Pataudi	Gurgaon	SEC/E-III/ 2000/13335, dated 21-4-2000	2686-90/P, dated 23-12-2003	175(1)(q) of HPR Act, 1994
25	Aas Mohammed s/o Shri Jumme Khan	Panch/5	Heerwadi	Firozpur Zhirka	Gurgaon	SEC/E-III/ 2000/13328, dated 21-4-2000	2513-17/P, dated 16-12-2003	175(1)(q) of HPR Act, 1994

1	2	3	4	5	6	7	8	9
26	Mahesh Dutt s/o Shri Siri Chand	Sarpanch	Basharia	Farukh Nagar	Gurgaon	SEC/E-III/ 2000/13300, dated 21-4-2000	2518-22/P, dated 16-12-2003	175(1)(q) of HPR Act, 1994
27	Jagmal s/o Shri Budhi	Panch/4	Ghenghola	Sohna	Gurgaon	SEC/E-III/ 2000/13307, dated 21-4-2000	117-21/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
28	Sharda w/o Shri Ser Singh	Panch/5	Ghenghola	Sohna	Gurgaon	SEC/E-III/ 2000/13307, dated 21-4-2000	122-26/P, dated 12-1-2004	175(1)(q) of HPR Act, 1994
29	Dharma s/o Shri Barla	Panch/6	Kadarpur	Sohna	Gurgaon	SEC/E-III/ 2000/13307, dated 21-4-2000	152-56/P, dated 13-1-2004	175(1)(q) of HPR Act, 1994

3. Now, consequent upon the above mentioned orders of the Deputy Commissioners, Faridabad, Rohtak, Gurgaon and Bhiwani, the State Election Commission hereby denotifies the names of the above mentioned persons as per details mentioned in para 2 above.

Chandigarh :

The 30th January, 2004

T. D. JOGPAL,

State Election Commissioner, Haryana.